

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

BILL OF INFORMATION FOR BANK FRAUD

FELONY

UNITED STATES OF AMERICA

* CRIMINAL NO.

v.

* SECTION:

TIMOTHY WEBB

* VIOLATION: 18 U.S.C. §1344
18 U.S.C. § 2
* 18 U.S.C. § 981(a)(1)(C)

* * *

The United States Attorney charges that:

COUNT 1 - BANK FRAUD

A. AT ALL MATERIAL TIMES HEREIN:

1. The United States Department of Veterans Affairs ("VA") is a Cabinet-level agency within the Executive Branch of the United States created to care for and assist veterans of military service of the United States. The VA offers a variety of benefits to veterans, including disability compensation, insurance, health care, and education.

2. On or about July 25, 2008, the VA issued a check in the amount of \$13,154.00 to VETERAN A for payment of disability benefits (the "Check").

3. The Check was mailed by the VA to **VETERAN A** at 1208 Cinclair Loop, Laplace, Louisiana 70068, in the Eastern District of Louisiana. Unbeknownst to the VA, **VETERAN A** had moved to a new address on or about April 7, 2008, and sold the property to another individual. **VETERAN A** never received the Check.

4. On or about July 29, 2008, the Check was delivered to 1208 Cinclair Loop, Laplace, Louisiana 70068. The defendant, **TIMOTHY WEBB**, took possession of the Check and proposed to Henry Tillman that Henry Tillman deposit the Check into his bank account, withdraw the deposited amount, and divide the proceeds with the defendant, **TIMOTHY WEBB**.

5. The Check was signed subsequently with the fraudulent signature of **VETERAN A**.

6. Capital One Bank, N.A., ("Capital One") was a financial institution located in New Orleans, within the Eastern District of Louisiana, and elsewhere, the deposits of which were insured by the Federal Deposit Insurance Corporation.

7. On or about July 29, 2008, in the Eastern District of Louisiana, Henry Tillman, at the direction of the defendant, **TIMOTHY WEBB**, endorsed the Check with his own signature and deposited the entire proceeds of the Check into his bank account at Capital One.

8. On or about July 30, 2008, Henry Tillman made a cash withdrawal from his account and divided the proceeds, \$13,154.00, with the defendant, **TIMOTHY WEBB**.

B. THE BANK FRAUD

9. From on or about July 25, 2008 to on or about July 30, 2008, in the Eastern District of Louisiana, the defendant, **TIMOTHY WEBB**, did knowingly devise and intend to devise a scheme and artifice to defraud Capital One Bank, N.A. ("Capital One"), a financial institution with deposits insured by the Federal Deposit Insurance Corporation (FDIC), and in execution of the scheme to defraud, he directed Henry Tillman to deposit checks from the United States Department of Veterans Affairs, a department and agency of the United States, having a value of \$13,154.00, with forged signatures made to the order of other persons into Henry Tillman's bank account at Capital One Bank, N.A. and thereafter make cash withdrawals from that account; all in violation of Title 18, United States Code, Sections 1344 and 2.

NOTICE OF FORFEITURE

1. The allegations in this bill of information are re-alleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 18, United States Code, Sections 1344 and 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461(c).

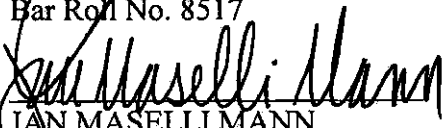
2. As a result of the offenses alleged in Count 1, the defendant, **TIMOTHY WEBB**, shall forfeit to the United States pursuant to Title 18, United States Code, Sections 1344 and 981(a)(1)(C), made applicable through Title 28, United States Code, Section 2461, any and all property, real or personal, which constitutes or is derived from proceeds traceable to a violation of Title 18, United States Code, Section 641.

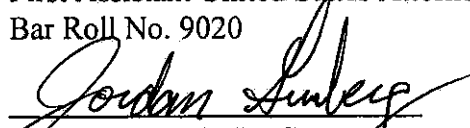
3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.


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New Orleans, Louisiana
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